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December 20, 2024

VIA ECF

U.S. Magistrate Judge Andrew M. Edison
United States Courthouse
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Re: *In re: M/V AET EXCELLENCE and M/V AET INNOVATOR*, Case No.
3:23-cv-00167, and all related actions

Dear Judge Edison:

We write on behalf of all parties in response to the Court's December 5, 2024 Order (ECF No. 58), which directed the parties to (1) "exchange a list of depositions each side believes it needs by Tuesday, December 10;" (2) "work cooperatively towards scheduling those depositions;" and (3) "file a joint letter with the court by Friday, December 20 identifying each deposition that must be taken and the date agreed to by the parties for the deposition." The parties have identified the below listed depositions that must be taken. The parties held a conference on December 17, 2024, and agreed to set aside 19 days in January, February, and March of 2025 to complete depositions of the Plaintiffs and key fact witnesses. The parties also agreed to schedule corporate representative depositions and depositions of Plaintiffs' retained and non-retained experts between March 18, 2025 and May 21, 2025, and intend to confer again in early March 2025 to set dates for those depositions.

During the December 17 conference, discussions surrounding damages depositions arose. Plaintiffs' position is that damages-related discovery should not go forward at this juncture, due to their forthcoming Motion to Bifurcate. Defendants respectfully disagree with Plaintiffs' position, and reserve all rights to oppose the Motion to Bifurcate. The parties did include names of damages-related witnesses in the lists below, but Plaintiffs do not want this inclusion to be considered a waiver on their behalf.

Plaintiff Depositions:

- Gerald Arukwe: noticed for January 29, 2025
- Jose Uresti: Plaintiffs proposed Feb. 25, 2025; Defendants requested earlier date; Plaintiffs attempting to reschedule



December 20, 2024

Page 2

Depositions to be set January 14-16 and week of February 10, 2025:

- Kyaw Han
- Leighann Ferrari
- Logan Garrison
- Steve Callahan
- David Williams
- Terry Hallcom
- Jesse Spells
- John Richardson
- Frank Kubin
- Coby Hughes
- Zachary Caminade
- Keith Chavers
- Alvin Gattshall
- Tim Alstott
- Relevant crew members employed by Beteiligungs-Kommanditgesellschaft MS and V.Ships (Hamburg) GmbH & Co. KG ("BK & V.Ships") (TBD)

Depositions to be set weeks of March 3 and March 10, 2025:

- Allison Boiteaux
- Joe Couillard
- Ben Cobb
- Ryan Brown
- James Elliott
- Brian Pederson
- M.P. Singh
- Derek Cantu
- Gerald McCoy
- Earl Galloway
- Victoria Do
- Rubin Bashir
- Representative of Elite Medical Wellness

Depositions to be set between March 18 and May 21, 2025:

- Corporate representative for AET Offshore Services, Inc. and AET Lightering Services LLC ("AET")
- Corporate representative for T&T Offshore, Inc. ("T&T")
- Corporate representative for Harbor Offshore Marine, Inc. ("HOM")

Arnold & Porter

December 20, 2024

Page 3

- Corporate representative for BK & V. Ships
- AET testifying / rebuttal experts
- T&T testifying / rebuttal experts
- HOM testifying / rebuttal experts
- BK & V. Ships testifying / rebuttal experts
- Christopher Sellars
- Capt. Carlos Ramos
- Harold Asher
- Jeffrey Meyers

Respectfully Submitted,

/s/ Jonathan W. Hughes

Jonathan W. Hughes (*pro hac vice*)

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Arnold & Porter

December 20, 2024

Page 4

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December 20, 2024

Page 5

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